



**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE
STATE OF CALIFORNIA**

FILED

10-23-06
04:59 PM

In the Matter of the Application of California-American Water Company (U 210 W) for an order authorizing it to increase its rates for water service in its Monterey District to increase revenues by \$9,456,100 or 32.88% in the year 2006; \$1,894,100 or 4.95% in the year 2007; and \$1,574,600 or 3.92% in the year 2008; and for an order authorizing sixteen Special Requests with revenue requirements of \$3,815,900 in the year 2006, \$5,622,300 in the year 2007, and \$8,720,500 in the year 2008; the total increase in rates for water service combined with the sixteen Special Requests could increase revenues by \$13,272,000 or 46.16% in the year 2006; 7,516,400 or 17.86% in the year 2007; and \$10,295,100 or 20.73% in the year 2008

Application 05-02-012
(Filed February 16, 2005)

In the Matter of the Application of California-American Water Company (U 210 W) for Authorization to Increase its Rates for Water Service in its Felton District to increase revenues by \$796,400 or 105.2% in the year 2006; \$53,600 or 3.44% in the year 2007; and \$16,600 or 1.03% in the year 2008; and for an order authorizing two Special Requests

Application 05-02-013
(Filed February 16, 2005)

**LATE-FILED EX PARTE COMMUNICATION
BY FELTON FRIENDS OF LOCALLY OWNED WATER, COUNTY OF SANTA CRUZ
AND SAN LORENZO VALLEY WATER DISTRICT**

Pursuant to Rule 8.3 of the California Public Utilities Commission's ("Commission's") Rules of Practice and Procedure, Felton Friends of Locally Owned Water ("Felton FLOW"), the County of Santa Cruz ("Santa Cruz"), and the San Lorenzo Valley Water District ("SLVWD") file this joint notice of the following ex parte communications with President Michael R. Peevey.¹

On October 12, 2006, during a lunch meeting with President Peevey, his Advisor Peter Arth, Jr. and former Commissioner G. Mitchell Wilk at the Hayes Street Grill in San Francisco,

¹ Felton FLOW is a party to this proceeding. Santa Cruz and SLVWD are not parties to the proceeding, but may be considered an "interested person" within the meaning of Rule 8.3 and as a result, this joint notice is filed on behalf of SLVWD as well as Felton FLOW and Santa Cruz.

Edward O'Neill, counsel to Felton FLOW, briefly addressed an issue pending in A.05-02-012 in response to a question from President Peevey.

Mr. O'Neill explained that Felton FLOW, Santa Cruz and SLVWD have urged the Commission to consider public acquisition of the Felton District in A.06-05-025, rather than simply pursue the issue through alternative dispute resolution before the Commission as the Proposed Decision in A.05-02-012 would provide, because the time and expense of pursuing public acquisition of the Felton District through condemnation proceedings without any action by the Commission to facilitate such a public acquisition would impose a significant hardship on Felton residents. Mr. O'Neill further stated that it would do so because, given the small number of customers served by Cal-Am in Felton, the cost per customer of such proceedings would be disproportionately high relative to other condemnation proceedings involving larger utility districts. Conversation on this topic lasted a few minutes.

No written materials were used at the meeting. To request a copy of this notice, please contact Judy Pau at (415) 276-6587.

Respectfully submitted,

/s/ Edward W. O'Neill
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Attorneys for Felton Flow

Dated: October 23, 2006

CERTIFICATE OF SERVICE

I, Judy Pau, certify:

I am employed in the City and County of San Francisco, California, am over eighteen years of age and am not a party to the within entitled cause. My business address is 505 Montgomery Street, Suite 800, San Francisco, California 94111.

On October 23, 2006, I caused the following to be served:

**LATE-FILED NOTICE OF EX PARTE COMMUNICATION
BY FELTON FRIENDS OF LOCALLY OWNED WATER, COUNTY OF SANTA CRUZ
AND SAN LORENZO VALLEY WATER DISTRICT**

via electronic mail to all parties on the service list A.05-02-012 who have provided the Commission with an electronic mail address and by First class mail on the parties listed as "Appearance" and "State Service" on the attached service list who have not provided an electronic mail address.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that this declaration was executed on the date above at San Francisco, California.

/s/ Judy Pau
Judy Pau

**CALIFORNIA PUBLIC UTILITIES COMMISSION
SERVICE LISTS**

Proceeding: A0502012 - CAL-AMERICAN WTR. CO

Filer: CALIFORNIA-AMERICAN WATER COMPANY (U 201-W)

List Name: LIST

Last changed: October 11, 2006

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